

BENNETT JONES

## FAX MESSAGE

USPTO - General Fax Number  
1213 Jefferson Davis Highway  
3rd Floor  
Arlington, VA 22202  
USA

Bennett Jones LLP  
4500 Bankers Hall East  
855 - 2nd Street S.W.  
Calgary Alberta  
T2P 4K7

RECEIVED  
CENTRAL FAX CENTER

DEC 21 2005

Tel 403.298.3661  
Fax 403.265.7219

FAX NO. 1 (571) 273-8300

PHONE NO.

DATE December 21, 2005

FROM Roseann Caldwell

LAWYER NO 472 FILE NO 45023-11

Original Status - Retained on File

This is the first page of 7

If all pages not received, call 403.298.3234 for assistance.

This facsimile was successfully transmitted at:

### MESSAGE

US 10/604,807 - Themig *et al* - Information Disclosure Statement

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE ADDRESSEE AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF YOU ARE NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE. THANK YOU.

CALGARY • EDMONTON • TORONTO

Docket: 45023-11

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**RECEIVED  
CENTRAL FAX CENTER**

**DEC 21 2005**

Applicant: THEMIG, Daniel Jon                      Group Art Unit: 3676  
Serial No.: 10/604,807                      Examiner: Walker  
For: METHOD AND APPARATUS FOR WELLBORE FLUID TREATMENT

**INFORMATION DISCLOSURE STATEMENT**

- ☐ 1 Pursuant to 37 CFR 1.97(b)  
[within 3 months of filing or prior to 1st Office Action]
- ☐ 2 Certification Pursuant to 37 CFR 1.97(c)  
[before Final Office Action or Allowance]
- ☒ 3 Fee Payment Pursuant to 37 CFR 1.97(c)  
[before Final Office Action or Allowance]
- ☐ 4 Petition, Certification & Petition Fee Payment Pursuant to 37 CFR 1.97(d)  
[before issue fee payment]

Honorable Commissioner of Patents and Trademarks,  
Washington, D.C. 20231,  
U.S.A.

Sir:

The following are submitted in the above-identified application in compliance with  
37 CFR 1.97 & 1.98

- ☒ 5 A list of documents on form PTO-1449. A copy of each identified  
document and a translation or a concise explanation of each non-English  
language document is contained in the parent application file.

12/22/2005 TL0111 00000003 10604807

01 FC:1806

180.00 DP

This paper is submitted in accordance with:

- ☐ 6 37 CFR 1.97(b): [within 3 months of filing or prior to 1st Office Action]
- ☒ 7 37 CFR 1.97(c): [before Final Office Action or Allowance, whichever is earlier]; and
- ☐ 8 The required certification made in item 11 below; or
- ☒ 9 The <sup>130</sup>\$200.00 fee specified in 37 CFR §1.17(p) for submission of this Information Disclosure Statement is authorized in item 14 below.

☐ 10 37 CFR §1.97(d): [before issue fee payment]; and


- (a) This is a petition for consideration of the subject Information Disclosure Statement. The petition fee (\$130.00) required by 37 CFR 1.17(i)(1) is authorized in item 14 below. (Direct this letter to: "Attention PETITIONS EXAMINER" and if applicable include batch locator information: e.g. "Allowed Files, Batch \_\_\_\_\_, Date of Allowance \_\_\_\_\_"); and
- (b) The required Certification is stated in item 11 below.

☐ 11 Certification

- ☐ 12 Each item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; or
- ☐ 13 No item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this document after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three (3) months prior to the filing of this Statement.

[XX]14 Please charge all applicable fees associated with the submittal of this Information Disclosure Statement to the credit card (form attached).

Respectfully submitted,

  
\_\_\_\_\_  
Roseann B. Caldwell  
Reg. No. 37,077

Bennett Jones LLP  
4500 Bankers Hall East  
855 – 2<sup>nd</sup> Street SW  
Calgary, Alberta T2P 4K7  
(403-298-3661)

Date: Dec 21/05

PTO/SB/08B (07-05)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>		<b>Complete if Known</b>	
		Application Number	10/604,807
		Filing Date	08/19/2003
		First Named Inventor	Themig
		Art Unit	3676
		Examiner Name	Walker
Sheet 1	of 1	Attorney Docket Number	45023-11

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Information on RockSeal Open Hole Packers, these or similar packers believed to be publicly available in the US prior to 08/19/2002	

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.